

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MARK PICOZZI,

Plaintiff

Case No. 2:20-cv-00518-RFB-BNW

ORDER

v.

STATE OF NEVADA, et al.,

Defendants

I. DISCUSSION

Plaintiff Mark Picozzi, who is in the custody of the Nevada Department of Corrections (“NDOC”), initiated this action with a *pro se* civil rights complaint filed pursuant to 42 U.S.C. § 1983. (ECF No. 1-1.) Herman Munoz, Picozzi’s cellmate, has filed a motion to join in this action (ECF No. 8) and a motion for appointment of counsel (ECF No. 9).

Picozzi’s complaint raises several different claims, one of which deals with ongoing medical issues that cause rectal bleeding. (ECF 1-1 at 4-25.) Munoz indicates that he is Picozzi’s roommate and that Picozzi’s rectal bleeding is unsanitary and will cause Munoz health problems. (ECF No. 8 at 1.) Munoz requests to be added to the complaint in this action. (*Id.*) A *pro se* complaint must be signed by the plaintiff bringing that complaint. See Fed. R. Civ. P. 11(a). As such, the complaint in this action is only valid for the Plaintiff, Mark Picozzi. Munoz cannot proceed as a plaintiff based Picozzi’s complaint.

If Munoz wishes to pursue an action in this Court, he must file his own signed complaint in a new case and must either pay the filing fee or submit his own application to proceed *in forma pauperis*. In light of the Court’s order denying Munoz’s motion to be added to the case, the Court also denies Munoz’s motion for appointment of counsel. If Munoz decides to pursue his claim in a new case, he may file a motion for appointment of counsel in that case.

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